

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

United States District Court
Southern District of Texas
ENTERED

AUG - 7 2008

Michael N. Milby, Clerk of Court
By Deputy Clerk *Ortiz*

UNITED STATES OF AMERICA §

VS § CRIMINAL NO. B-08-362

Manuel Ruiz-Rubalcava *lxt* §

O R D E R

BE IT REMEMBERED on this 6 day of August, 20 08, the

Court reviewed the file in the above-captioned matter and specifically the Report and Recommendation of the United States Magistrate Judge filed **April 21, 2008**, wherein the defendant **Manuel Ruiz-Rubalcava** waived appearance before this Court and appeared before the United States Magistrate Judge **Felix Recio** for the taking of a felony guilty plea and Federal Rule of Criminal Procedure Rule 11 Allocution. The magistrate judge recommends that the plea of guilty be accepted by the undersigned, and noting no opposition by defendant **Manuel Ruiz-Rubalcava** to the Report and Recommendation, the Court enters the following order:

IT IS ORDERED that the Report and Recommendation of the United States Magistrate Judge be and is hereby adopted. The Court finds the Defendant **Manuel Ruiz-Rubalcava** guilty of the offense of alien unlawfully found in the United States after deportation, having been convicted of a felony, in violation of 8 U.S.C. § 1326(a) and (b)(1).

SIGNED this the 6 day of August, 20 08.

Hilda G. Tagle
Hilda G. Tagle
United States District Judge

771038